

2008 No. 426

LOCAL GOVERNMENT, ENGLAND

**The Newark and Sherwood (Parish Electoral Arrangements)
Order 2008**

Made - - - - - *20th February 2008*

Coming into force in accordance with article 1(2)

Newark and Sherwood District Council, under section 9(a) of the Local Government and Rating Act 1997(b) (“the 1997 Act”), have made to the Electoral Commission(c) proposals dated October 2006 for electoral arrangements in the proposed parish of Fernwood(d) and the parish of Balderton(e) in the district of Newark and Sherwood:

The Electoral Commission have decided to give effect to those proposals:

Accordingly, the Electoral Commission, in exercise of the powers conferred by sections 14(f) and 23(g) of the 1997 Act, make the following Order:

Citation and commencement

1.—(1) This Order may be cited as the Newark and Sherwood (Parish Electoral Arrangements) Order 2008.

(2) This Order comes into force—

- (a) for the purpose of proceedings preliminary or relating to the elections of parish councillors for the parishes of Balderton and Fernwood, to be held on the ordinary day of election of councillors in 2008, on the day after that on which it is made;
- (b) for all other purposes, on the ordinary day of election of councillors in 2008.

Interpretation

2. In this Order—

“existing”, in relation to a parish ward, means the parish ward as it exists on the date this Order is made;

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- (a) This section has been amended by the Local Government Commission for England (Transfer of Functions) Order 2001 (S.I. 2001/3962).
 - (b) 1997 c.29.
 - (c) The Electoral Commission was established by the Political Parties, Elections and Referendums Act 2000 (c.41). The functions of the Secretary of State, under sections 13, 14 and 17(4) of the 1997 Act (c.29), to the extent that they relate to electoral arrangements within the meaning of that Act, were transferred with modifications to the Electoral Commission on 1st April 2002 (S.I. 2001/3962).
 - (d) The parish of Fernwood was created by the Newark and Sherwood (Parish) Order 2008 (S.I. 2008/179).
 - (e) The area of the parish of Balderton was altered by S.I. 2008/179.
 - (f) This section has been amended by S.I. 2001/3962 and also otherwise in ways not relevant to this Order.
 - (g) This section has been amended by S.I. 2001/3962.

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983(a); and

“registration officer” means an officer appointed for the purpose of, and in accordance with, section 8(b) of the Representation of the People Act 1983.

Elections for the parishes of Balderton and Fernwood

3.—(1) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2007 for the parish of Balderton shall be one year.

(2) The elections of all parish councillors for the parish of Balderton shall be held simultaneously on the ordinary day of election of councillors in 2008 and 2011(c).

(3) The election of all parish councillors for the parish of Fernwood shall be held on the ordinary day of election of councillors in 2008 and 2011.

(4) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2008 for the parishes of Balderton and Fernwood shall be three years.

Number of parish councillors for the parish of Fernwood

4. The number of councillors to be elected for the parish of Fernwood shall be seven.

Wards of the parish of Balderton

5.—(1) The existing Balderton South ward(d) of the parish of Balderton shall be abolished.

(2) The number of councillors to be elected for Balderton West ward(e) shall be eight and for Balderton North ward(f) shall be seven.

Electoral register

6. The registration officer for the district of Newark and Sherwood shall make such rearrangement of, or adaptation of, the register of local government electors as may be necessary for the purposes of, and in consequence of, this Order.

Sealed with the seal of the Electoral Commission on the 20th day of February 2008



20th February 2008

Peter Wardle
Chief Executive

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- (a) 1983 c.2, section 37 has been amended by section 18(2) of the Representation of the People Act 1985 (c.50), section 17 of the Greater London Authority Act 1999 (c.29) and section 60 of the Local Government and Public Involvement in Health Act 2007 (c.28).
- (b) Section 8 has been amended by the Local Government (Wales) Act 1994 (c.19) and the Local Government etc. (Scotland) Act 1994 (c.39).
- (c) Article 3 provides for parish elections in the altered parish of Balderton and the new parish of Fernwood in 2008 and in 2011. Section 16(3) of the Local Government Act 1972 (c.70) provides for parish elections to take place every four years.
- (d) See the District of Newark and Sherwood (Electoral Changes) Order 2007 (S.I. 2007/142), as amended by the District of Newark and Sherwood (Electoral Changes) (Amendment) Order 2007 (S.I. 2007/3200). S.I. 2008/179 was made in exercise of the Secretary of State’s powers to alter the area of a parish. The Secretary of State’s powers to abolish or create a parish ward were transferred to the Electoral Commission on 1st April 2002 (S.I. 2001/3962).
- (e) See S.I. 2007/142, as amended by S.I. 2007/3200.
- (f) See S.I. 2007/142, as amended by S.I. 2007/3200.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to proposals made to the Electoral Commission for electoral arrangements for the new parish of Fernwood, created from Balderton South parish ward of the parish of Balderton, within the district of Newark and Sherwood by the Newark and Sherwood (Parish) Order 2008, and for changes to electoral arrangements for the parish of Balderton.

The new electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2008.

Article 3 provides for parish elections in the parish of Balderton and the new parish of Fernwood in 2008 and 2011, and then to continue according to the established system of parish elections every four years.

Article 4 establishes the number of parish councillors for the new parish of Fernwood.

Article 5 abolishes Balderton South parish ward of the parish of Balderton and specifies the numbers of parish councillors for the two remaining parish wards of that parish.

Article 6 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.